

By e-mail



ENVIRONMENT, CLIMATE CHANGE  
& FOREST(FR.10) DEPARTMENT,  
SECRETARIAT, CHENNAI 9.

Letter No.9283/FR.10/2022- 3, dated 23.03.2023

From  
Tmt.Supriya Sahu, IAS.,  
Additional Chief Secretary to Government.

To  
✓ The Assistant Inspector General of Forests (Central),  
Government of India,  
Ministry of Environment, Forests and Climate Change,  
Integrated Regional Office,  
1<sup>st</sup> Floor, Additional Office Block for GPOA,  
Shastri Bhawan, Haddows Road,  
Nungambakkam, Chennai-600 006.(w.e)

Sir,

Sub: Forests - Forest (Conservation) Act, 1980 –Trichy Circle /  
Thanjavur Forest Division – Proposal for diversion of 0.82 ha  
of forest land for initial rectification including widening,  
strengthening and improvements and performance based  
maintenance contract for a period of 60 months in State  
Highways and major district roads – Widening of  
Thiruverumbur – grand Anaicut road – in favour of the  
Assistant Divisional Engineer, Highways Construction  
Maintenance, Thiruvaiyaru – Additional information –  
Forwarding of - Regarding.

Ref: 1. From the Principal Chief Conservator of Forests  
(HoFF), letter No.TS4/42877/2021, dated 23.05.2022.  
2. Government letter No.9283/FR.10/2022-1, dated  
17.08.2022.  
3. Your office letter F.No.4/TNB092/2022-CHN/1020,  
dated 21.09.2022  
4. Government letter No.9283/FR.10/2022-2, dated  
30.09.2022.  
5. From the Principal Chief Conservator of Forests  
(HoFF), letter No.TS4/42877/2021, dated 28.05.2023.

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With reference to your letter third cited, I am directed to forward a copy of the reference fifth cited along with its enclosures, wherein the Principal Chief Conservator of Forests has furnished the reply for the additional information as called for in your letter third cited and requested to obtain the concurrence from the Government of India for felling of 120 nos of spontaneous trees, as per directions of the Hon'ble Supreme Court of India in its judgement dated 11.01.2023 in I.A.Nos.168320/2022, 168313/2022 and 191583/2022.

2. I am, therefore, to request you to obtain the concurrence from the Competent Authority for the subject proposal and also for felling of 120 nos. of spontaneous trees and communicate the same to this Government, early.

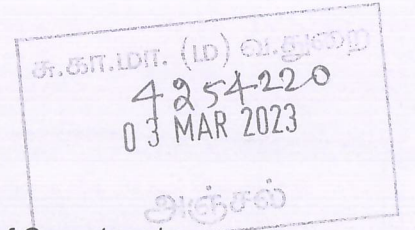
Yours faithfully,

M. Magala  
24/2/2023

for Additional Chief Secretary to Government

dy  
24/02/2023

[Pre - C-209283/RE-10/2022]



**TAMIL NADU FOREST DEPARTMENT**

From  
Subrat Mohapatra, IFS.,  
Principal Chief Conservator of Forests,  
(Head of Forest Force),  
Forest Headquarters Building, Guindy  
Velachery Main road, Near Kannikapuram  
Checkpost, Guindy,  
Chennai - 600 032.

To  
The Additional Chief Secretary to  
Government,  
Environment Climate Change and  
Forests Department,  
Secretariat, Chennai 600 009.

**Ref. No. TS4/42877/2021 dated. 28.02.2023**

Madam,

Sub:- Forests - Forest (Conservation) Act, 1980 -Trichy Circle / Thanjavur Forest Division - Proposal for diversion of 0.82ha of forest land for initial rectification including widening, strengthening and improvements and performance based maintenance contract for a period of 60 months in State Highways and major district roads - Widening of Thiruverumbur - grand Anaicut road - Online proposal submitted by the User Agency - Assistant Divisional Engineer, Highways Construction Maintenance, Thiruvaiyaru -Regarding.

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- Ref: 1. Online application uploaded by the User Agency - Assistant Divisional Engineer, Highways Construction and Maintenance, Thiruvaiyaru (FP/TN/ROAD /149622 /2021).
2. Principal Chief Conservator of Forests, Chennai Ir,No: 42877/2021/TS4 dated 23.05.2022
  3. Government Lr.No:9283/FR-10/2022 dated 17.08.2022
  4. Government of India, MoEF&CC,Ch-6 letter F.No:4-TNB092/2022-CHN/1020 dated 21.09.2022
  5. Government Lr.No:9283/FR-10/2022-2 dated 30.09.2022
  6. District Forest Officer, Thanjavur C.No:D/2271/2021 dated 01.11.2022&6.1.2023
  7. Chief Conservator of Forests, Trichy C.No:954/2022/D dated 04.11.2022 & 23.01.2023

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I wish to furnish herewith the additional information called for by the Government of India in the reference 4<sup>th</sup> cited as follows.

Sl.No	Addl.Information called for by the Government of India	Reply
(i).	Status of obtaining of Approval of Hon'ble SC/CEC for felling of trees of spontaneous origin	The User Agency has filed Interlocutory Application for getting prior permission from Supreme Court of India for felling spontaneous grown trees by engaging Thiru. P.V.Yogeswaran, Advocate. The application details submitted by the User Agency are enclosed along with the

		<p>legal status report.</p> <p><i>The Hon'ble SC of India has ordered in I.A.No. 168320/2022, 168313/2022 and 191583/2022 on 11.01.2023 direct that the order requiring permission of this court for felling of trees in all forest areas in respect of any road projects initiated by the State Government, National Highway Authority of India or any other instrumentality of the State, which involves cutting of up to 500 trees is recalled, however, subject to the following conditions:-</i></p> <ol style="list-style-type: none"> <li><i>1. Such felling shall be done only after necessary approval under the Forest Conservation Act 980, Forest Conservation Rules, 2022, Compensatory Afforestation Fund Rules, 2018 are obtained from the competent Authority under the said enactments.</i></li> <li><i>2. The projects would be permitted only after the concurrence of the Integrated Regional office (IRO) , Chennai.</i></li> <li><i>3. While granting such permissions, the authorities also should provide for necessary mitigation measures for ensuring free flow of the wildlife from one part of the forest to the other whenever such forest is divided by roads.</i></li> </ol> <p>As this project involves 120 Nos. of Spontaneous trees, concurrence of Integrated Regional Office, Government of India, Chennai may be obtained.</p>
(ii).	<p>The State Government submitted the proposal for widening, strengthening and improvements of the existing road. Hence, legal status of the road with supporting documents ie. RoW notification, Stage II copy if approved under FCA, 1980 earlier etc.</p>	<p>There is no Right of way mentioned as per Reserved Forest notification of Nagavally Reserved Forest. The Reserved Forest map and notification order is enclosed herewith for kind reference. There is no earlier approval accorded under Forest Conservation Act, 1980. The legal status of the road is verified with SI sheet map (58J/13) surveyed during 1968-69 and published in 1970. As per the SI sheet map , the legal status of the road is metalled road.</p>

Copies of letters received from the Chief Conservator of Forests, Trichy and the District Forest Officer, Thanjavur along with enclosures are enclosed herewith. I request that in-principle Stage-I approval under Forest (Conservation) Act, 1980 for diversion of 0.82ha of forest land in Nagavally Reserved Forest of Thanjavur Forest Division may be obtained from the Government of India for widening, strengthening and improvements of Thiruverumbur-Grand anaicut road in favour of the Assistant Divisional Engineer, Highways Construction Maintenance, Thiruvaiyaru, Thanjavur District for a period of 20 years.

Encl: as above

Yours faithfully,

*[Handwritten Signature]*  
01/03/2023  
for Principal Chief Conservator of Forests  
(Head of Forest Force)  
*[Handwritten Signature]*  
11/3/2023.

